



CITY OF LODI COUNCIL COMMUNICATION

AGENDA TITLE: Public Hearing to Consider Resolution Setting Residential Meter Installation Charges

MEETING DATE: March 16, 2011

PREPARED BY: Public Works Director

RECOMMENDED ACTION: Public hearing to consider resolution setting residential meter installation charges.

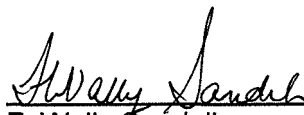
BACKGROUND INFORMATION: The City Council, on October 20, 2010, approved capping the property owner payment at \$300 for the residential property owner portion of the Water Meter Program. At the same time, the Council approved a seven-year construction schedule (2011 – 2017); lump-sum payment period from April 1, 2011 through June 30, 2011; and an optional three-year monthly installment payment program beginning July 1, 2011. The low-income assistance program was eliminated on the basis the \$300 capped payment met the objective of that program.

On July 1, 2011 or soon thereafter, a lien for an unspecified amount will be recorded against each parcel that has not made the lump-sum payment. At the end of the three-year installment payment period, a lien release removing the lien will be filed with the San Joaquin County Recorder and paid for by the City. Properties that sell during the three-year installment payment period will be required to pay off the remaining water meter charge, and the property owner will be required to file the lien release with the San Joaquin County Recorder. Property owners will have the option to pay off the water meter charge during the three-year installment period and the City will file the lien release with the San Joaquin County Recorder. The proposed lien and lien release documents are provided in the attached Exhibit A.

As required by Proposition 218, notifications were sent to property owners **45** days prior to the public hearing. The notices advised the property owners of the \$300 charge per meter and the payment option. The notice is provided in Exhibit **B**. The charge applies only to single-family detached, duplex, triplex, and fourplex residential properties.

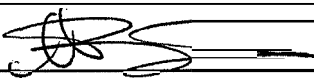
FISCAL IMPACT: Setting the \$300 charge ensures the City will have the funds to implement the State-mandated water meter program according to City Council direction.

FUNDING AVAILABLE: Not applicable.


F. Wally Sandelin
Public Works Director

FWS/pmf
Attachments
cc: Steve Mann, Information Systems Manager

APPROVED: _____


Konradt Bartlam, City Manager



CITY OF LODI
 PUBLIC WORKS DEPARTMENT
 221 WEST PINE STREET
 LODI, CALIFORNIA 95240
 Phone: (209) 333-6706
 Fax: (209) 333-6710

WHEN RECORDED MAIL TO: City of Lodi
 Attn:
 P. O. Box 3006
 Lodi, California 95241

DATE: _____

TO: San Joaquin County Recorder

FROM: Wally Sandelin
 Lodi Public Works Director

SUBJECT: STATEMENT OF DELINQUENT UTILITY CHARGES

In accordance with Lodi Municipal Code §_____ and State of California Health and Safety Code, Section 5473.11, please place a lien against the parcel in the amount indicated on the attached plus additional accrual until date of payment:

SEE ATTACHED: Lien date is_____.

This is a NO FEE document recorded for the benefit of the City of Lodi, Department of Public Works Administration, by _____lien clerk.

Department of Public Works
 221 West Pine Street
 Lodi, California 95240

NOTARY ACKNOWLEDGMENTS

STATE OF CALIFORNIA)
 COUNTY OF _____)

On _____, before me, _____, personally appeared _____, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Signature_____ (Seal)



CITY OF LODI
PUBLIC WORKS DEPARTMENT
221 WEST PINE STREET
LODI, CALIFORNIA 95240
Phone: (209) 333-6706
Fax: (209) 333-6710

[Date]

[Name]
[Address]
Lodi, California

Re: Account Number:
Parcel Number:
Service Address:

As owner of the above referenced parcel, you are hereby notified that a lien has been recorded on _____, in Book_____, Page_____ of the Official Records of San Joaquin County.

IF YOU HAVE SOLD THIS PROPERTY, PLEASE ACCEPT OUR APOLOGIES AND DISREGARD THIS NOTICE.

For further information contact:

City of Lodi
Department of Public Works
221 West Pine Street
Lodi, California 95240
(209) 333-6706



CITY OF LODI
PUBLIC WORKS DEPARTMENT
221 WEST PINE STREET
LODI, CALIFORNIA 95240
Phone: (209) 333-6706
Fax: (209) 333-6710

Recording Requested By:

City of Lodi
Attn:
P. O. Box 3006
Lodi, CA 95241

**TERMINATION OF LIEN OF DELINQUENT
CITY OF LODI UTILITY CHARGES**

I hereby certify that the lien of Delinquent City of Lodi Utility Charges recorded on _____ in BOOK _____, PAGE _____, in the office of the County Recorder, is no longer in force or effect.

Said notice was filed against property described as follows:

Owner:
Parcel #:
Address:

Lien Clerk

NOTARY ACKNOWLEDGMENT

STATE OF CALIFORNIA)
COUNTY OF _____)

On _____, before me, _____, personally appeared _____, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Signature _____ (Seal)

January 2011



NOTICE

of Water Meter Installation Fee & Public Hearing Date

Proposition 218 notification and hearing process

The Lodi City Council will consider a one-time proposed water meter installation fee at a public hearing at 7 p.m. Wednesday, March 16, 2011, at the Carnegie Forum, 305 W. Pine St., Lodi.

Proposition 218 requires that the City provide a notice of the proposed fee to all property owners forty-five (45) days prior to holding a public hearing. If a majority of the property owners file oppositions to the infrastructure charge, the infrastructure charge will not take effect.

Property owners may file a written and signed protest against the proposed fee with the City Clerk at or before the close of the public hearing. A protest must contain a description of the property owned sufficient to identify the property (The address or assessor's parcel number is shown on this mailing).

If you own more than one parcel, you may file a single protest but it must identify each parcel you own. If the name on the written protest is not shown on the last equalized assessment roll of San Joaquin County as the owner of the property or on the utility account, the signer of the protest must also submit written evidence of ownership and utility infrastructure charge responsibility.

The City of Lodi proposes to establish a fee and payment schedule to fund the installation of water meters. The Water Meter infrastructure fee is proposed to be set at \$300.00 per meter installation and proposed to be assessed against all single-family homes and two-, three- and four-unit residential buildings that are currently separately served. The fee will be due by June 30, 2011.

Properties not paying by June 30, 2011 will be automatically enrolled in a 36-month installment plan bearing interest at the Local Agency Investment Rate as of December 2010 plus 1 percent for a total interest rate of 1.46 percent. Payments would total \$8.52 per month.

Properties that have already paid for a meter will not be charged for their meter installation. Properties that installed their own meters in 2010 will be refunded the difference between their installation costs.

At the public hearing, Council shall hear all protests and tabulate the ballots. One written protest per parcel, filed by the property owner of the parcel shall be counted in calculating a majority protest to the proposed new fee or charge subject to the requirements of Section 6 of Article

XIII D of the California Constitution. If the votes conflict, the City will count the no vote.

Written protests may be mailed to:

City of Lodi
Attn: City Clerk
P O. Box 3006
Lodi, CA 95241-1910

Written protests may also be delivered in person to the City Clerk, 221 West Pine Street, Lodi, or at the public hearing.

The charge is being proposed in order to recover the cost of providing and installing the meter, which is required by the 2004 State law, AB 2572.

The \$300.00 meter infrastructure fee was established using the latest contract costs for meter purchases and installation.

If you have questions about the fee or a refund, please call the Public Works Department at (209) 333-6706 between 8 a.m. and 5 p.m., Monday through Friday.

RANDI JOHL, City Clerk
City of Lodi

RESOLUTION NO. 2011-36

A RESOLUTION OF THE LODI CITY COUNCIL
SETTING RESIDENTIAL WATER METER
INSTALLATION CHARGES

=====

WHEREAS, the Council of the City of Lodi finds as follows:

1. The City of Lodi provides water supply service to its citizens;
2. The State has mandated that all water supply services be metered by January 1, 2025;
3. Staff recommends establishment of a fee and payment schedule to fund the installation of water meters;
4. The water meter infrastructure charge is to be set at \$300 per meter installation and is to be assessed against all single-family homes and duplex, triplex, and fourplex residential buildings that are currently served;
5. The water meter infrastructure charge will be due on June 30, 2011;
6. Properties not paying by June 30, 2011, will be automatically enrolled in a 36-month installment plan bearing interest at the Local Agency Investment Fund rate as of December 2010 plus one percent, for a total interest rate of 1.46 percent and a payment total of \$8.52 per month;
7. Properties that have already paid for a meter will not be charged anything for their meter installation;
8. Properties that installed their own meters will be refunded the difference between their installation costs and \$300;
9. The Council directed that notice of a hearing thereon be given to the property owners and water service utility customers in the City, with such notice to include, among other matters, the information required to be included pursuant to California law;
10. Pursuant to California Constitution, Article XIII C and Government Code 53755, such notice has been mailed to those property owners and account holders, at least 45 days before the hearing, as evidenced by a Certificate of Mailing on file with the City Clerk;
11. The Council also directed that notice of a hearing thereon be given with such notice to include the information required to be included pursuant to Government Code section 54354.5;
12. Such notice has been published once each week for two weeks, in accordance with Government Code section 54354.5, in the Lodi News-Sentinel as evidenced by Proofs of Publication on file with the City Clerk;
13. On March 16, 2011, the City Council conducted said public hearing, at which time the City Council heard all objections and protests to the proposed residential water meter installation charges;

14. Written protests against the proposed residential water meter installation charges were not presented by a majority of the property owners and water utility customers; and
15. The proposed residential water meter installation charges are not discriminatory or excessive, are sufficient under Government Code section 54515, comply with the provisions or covenants of any outstanding revenue bonds of the City payable from the revenues of the enterprise, comply with the provisions of Title 5, Division 2, Chapter 6 of the Government Code, and are in compliance with all other applicable law.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lodi as follows:

Section 1. Recitals. The foregoing recitals are true and correct.

Section 2. Lev of Charges. Pursuant to Sections 13.08.010, 13.12.240, and 13.16.110 of the Lodi Municipal Code, residential water meter installation charges as attached hereto as Exhibit A are hereby approved.

Section 3. Delinquency/Assessment. Properties not paying by June 30, 2011, will be delinquent and automatically enrolled in a thirty-six month installment plan bearing interest at the Local Agency Investment Rate as of December 2010 plus 1 percent for a total interest rate of 1.46 percent. Payments will total \$8.52 per month. The delinquency shall be secured as a lien on the applicable property as authorized by Government Code Section 54354.

Section 4. Effective Date. This resolution shall take effect from and after the date of its passage.

Dated: March 16, 2011

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I hereby certify that Resolution No. 2011-36 was passed and adopted by the City Council of the City of Lodi in a regular meeting held March 16, 2011, by the following vote:

AYES: COUNCIL MEMBERS – Hansen, Katzakian, and Mayor Johnson

NOES: COUNCIL MEMBERS – Mounce and Nakanishi

ABSENT: COUNCIL MEMBERS – None

ABSTAIN: COUNCIL MEMBERS – None


RANDI LOHL
City Clerk

Exhibit A

RESIDENTIAL WATER METER INSTALLATION CHARGES

Water Meter Procurement and Installation Due June 30, 2011	\$300 due by June 30, 2011
36-Month installment Plan July 1, 2011 – June 30, 2014	\$8.52/month

The City of Lodi
**Public Works
Engineering**



Public Hearing

Item G - 2
March 16, 2011



Water Meter Program

- Residential Meter Installation Only
- Single Family Detached (11,880)
- Duplex, Triplex, and Fourplex (1,044)
- \$300 Per Meter Assembly
- Single Meter Per Parcel
- Additional Meter - Property Owner Cost
- Advanced Payment Avoids Rate Increase



Meter Payment Plan

- April Invoice to All Property Owners
- Full Payment Due By June 30, 2011
- Automatic 3-Year Installment Plan Begins July 1, 2011
- Unpaid Property Liens Filed July 1, 2011



Property Liens

- City Pays to File Liens (9,047)
- City Pays to Release Lien Upon Full Payment
- Properties Sold During 3-Year Period Pay Off Balance and Pay to Release Lien



Next Steps

- Multi-Family Residential (4,504)
 - 171 Parcels (5 – 10 units)
 - 43 Parcels (11 – 20 units)
 - 26 Parcels (21 – 40 units)
 - 87 Parcels (41 – 100 units)
- Commercial & Industrial (80% metered)
- Condominiums (600)
- Public and Quasi-Public



Public Hearing

**CITY CLERK'S CERTIFICATE
RE: WRITTEN PROTESTS**

RESIDENTIAL WATER METER INSTALLATION CHARGES

I, RANDI JOHL, City Clerk of the City of Lodi hereby certify that City Clerk staff have personally received and assembled all written protests returned by mail or delivered in person.

At the conclusion of the public hearing on March 16, 2011, I tabulated the written protests and certify the result of that tabulation to be as follows:

TOTAL NUMBER OF RESIDENTIAL PROPERTIES: **12,273**
on which the rates are imposed as shown
on the last equalized assessment roll of
San Joaquin County and City utility billing
records pursuant to Proposition 218
requirements

TOTAL NUMBER ~~OF~~ WRITTEN PROTESTS RECEIVED: **280**
to the proposed residential water meter
installation charges

I make this certification on March 17, 2011 ■



RANDI JOHL
CITY CLERK



***Please immediately confirm receipt
of this fax by calling 333-6702***

CITY OF LODI
P. O. BOX 3006
LODI, CALIFORNIA 95241-1910

ADVERTISING INSTRUCTIONS

**SUBJECT: PUBLIC HEARING TO CONSIDER SETTING RESIDENTIAL METER
INSTALLATION CHARGES**

**PUBLISH DATE: SATURDAY, FEBRUARY 5, 2011
SATURDAY, MARCH 5, 2011**



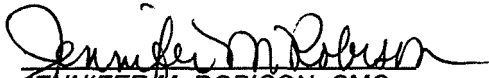
TEAR SHEETS WANTED: One (1) please

**SEND AFFIDAVIT AND BILL TO:
LNS ACCT. #0510052**

RANDI JOHL, CITY CLERK
City of Lodi
P.O. Box 3006
Lodi, CA 95241-1910

DATED: TUESDAY, FEBRUARY 1, 2011

**ORDERED BY: RANDI JOHL
CITY CLERK**


JENNIFER M. ROBISON, CMC
ASSISTANT CITY CLERK

MARIA BECERRA
ADMINISTRATIVE CLERK

Verify Appearance of this Legal in the Newspaper – Copy to File

Faxed to the Sentinel at 369-1084 at <u>11:08 am</u> (time) on <u>2/1/11</u> (date) <u>5</u> (pages)	
LNS _____	Phoned to confirm receipt of all pages at _____ (time) _____ CF _____ MB _____ JMR (initials)



CITY OF LODI

Carnegie Forum
305 West Pine Street, Lodi

NOTICE OF PUBLIC HEARING

Date: March 16, 2011

Time: 7:00 p.m.

For information regarding this notice please contact:

Randi Johl

City Clerk

Telephone: (209) 333-6702

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN, pursuant to Government Code 954354.5, that on **Wednesday, March 16, 2011**, at the hour of 7:00 p.m., or as soon thereafter as the matter may be heard, the City Council will conduct a public hearing at the Carnegie Forum, 305 West Pine Street, Lodi, to consider the following matter:

- a) **Resolution setting residential meter installation charges (as identified on the attached Exhibit A).**

Information regarding this item may be obtained in the Public Works Department, 221 West Pine Street, Lodi, (209) 333-6706. All interested persons are invited to present their views and comments on this matter. Written protests may be filed with the City Clerk, City Hall, 221 W. Pine Street, 2nd Floor, Lodi, 95240, at any time prior to the hearing scheduled herein, and oral statements may be made at said hearing.

If you challenge the subject matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice or in written correspondence delivered to the City Clerk at, or prior to, the public hearing.

At said hearing, any person interested, including any person owning property in the City, may be heard as to whether said charges are discriminatory or excessive, or will not be sufficient under Government Code Section 54515, or will not comply with the provisions or covenants of any outstanding revenue bonds of the City payable from the revenues of the respective enterprise, or will not comply with the provisions of Title 5, Division 2, Part 1, Chapter 6 "The Revenue Bond Law" of the Government Code, or any other matter related to the proposed charges or their method of adoption.

By Order of the Lodi City Council:

Randi Johl
City Clerk

Dated: January 19, 2011

Approved as to form:

D. Stephen Schwabauer
City Attorney

RESOLUTION NO. 2011-____

A RESOLUTION OF THE LODI CITY COUNCIL
SETTING RESIDENTIAL WATER METER
INSTALLATION CHARGES

WHEREAS, the Council of the City of Lodi finds as follows:

1. The City of Lodi provides water supply service to its citizens;
2. The State has mandated that all water supply services be metered by January 1, 2025;
3. Staff recommends establishment of a fee and payment schedule to fund the installation of water meters;
4. The water meter infrastructure charge is to be set at \$300 per meter installation and is to be assessed against all single-family homes and duplex, triplex and fourplex residential buildings that are currently served;
5. The water meter infrastructure charge will be due on June 30, 2011;
6. Properties not paying by June 30, 2011 will be automatically enrolled in a 36-month installment plan bearing interest at the Local Agency Investment Fund rate as of December 2010 plus one percent, for a total interest rate of 1.46 percent and a payment total of \$8.52 per month;
7. Properties that have already paid for a meter will not be charged anything for their meter installation;
8. Properties that installed their own meters will be refunded the difference between their installation costs and \$300;
9. The Council directed that notice of a hearing thereon be given to the property owners and water service utility customers in the City, with such notice to include, among other matters, the information required to be included pursuant to California law;
10. Pursuant to California Constitution, Article XIII C and Government Code 53755, such notice has been mailed to those property owners and account holders, at least 45 days before the hearing, as evidenced by a Certificate of Mailing on file with the City Clerk;
11. The Council also directed that notice of a hearing thereon be given with such notice to include the information required to be included pursuant to Government Code section 54354.5;
12. Such notice has been published once each week for two weeks, in accordance with Government Code section 54354.5, in the Lodi News-Sentinel as evidenced by Proofs of Publication on file with the City Clerk;

13. On March 16, 2011, the City Council conducted said public hearing, at which time the City Council heard all objections and protests to the proposed residential water meter installation charges;
14. Written protests against the proposed residential water meter installation charges were not presented by a majority of the property owners and water utility customers; and
15. The proposed residential water meter installation charges are not discriminatory or excessive, are sufficient under Government Code section 54515, comply with the provisions or covenants of any outstanding revenue bonds of the City payable from the revenues of the enterprise, comply with the provisions of Title 5, Division 2, Chapter 6 of the Government Code, and are in compliance with all other applicable law.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lodi as follows:

Section 1. Recitals. The foregoing recitals are true and correct.

Section 2. Levy of Charges. Pursuant to Sections 13.08.010, 13.12.240, and 13.16.110 of the Lodi Municipal Code, residential water meter installation charges as attached hereto as Exhibit A are hereby approved.

Section 3. Delinquency/Assessment. Properties not paying by June 30, 2011, will be delinquent and automatically enrolled in a thirty-six month installment plan bearing interest at the Local Agency Investment Rate as of December 2010 plus 1 percent for a total interest rate of 1.46 percent. Payments will total \$8.52 per month. The delinquency shall be secured as a lien on the applicable property as authorized by Government Code Section 54354.

Section 4. Effective Date. This resolution shall take effect from and after the date of its passage.

Dated: March 16, 2011

I hereby certify that Resolution No. 201 ■- ———was passed and adopted by the City Council of the City of Lodi in a regular meeting held March 16, 2011, by the following vote:

AYES: COUNCIL MEMBERS -

NOES: COUNCIL MEMBERS -

ABSENT: COUNCIL MEMBERS -

ABSTAIN: COUNCIL MEMBERS -

RANDI JOHL
City Clerk

RESIDENTIAL WATER METER INSTALLATION CHARGES

Water Meter Procurement and Installation Due June 30, 2011	\$300 due by June 30, 2011
36-Month Installment Plan July 1, 2011 – June 30, 2014	\$8.52/month

PS Form 3602-R - Standard Mail * Permit Imprint

Final**Postage Summary**

Permit Holder:	PRESORT CENTER 3806 CORONADO AVE # A STOCKTON Contact: ANGELA (209) 941 - 2467 customer@pre-sort.com	Mailing Agent:	PRESORT CENTER 3806 CORONADO AVE # A STOCKTON Telephone: (209) 941-2467	Org. For Mailing is Prepared:	CITY OF LODI 125 SHUTCHINS ST LODI Telephone: (209) 941-2467
Permit Holder's Permit:	Permit Imprint 269	Mailing Agent's Permit:	Permit Imprint 269	Processing Category:	Letters
	Price Eligibility: Regular		CRID: 5172578		CRID:
Post Office Of Mailing:	STOCKTON CA	Mailer Provided Mailing Date:	01/25/2011	Weight of Single Piece:	0.0124 lbs.
Total Pieces:	12,272 pcs.	Total Weight:	152.1728 lbs.	Total Postage:	\$2,037.94
Sequencing Date:	01/20/2011	Address Matching Date - Automation:	01/20/2011	Address Matching Date - Carrier Route:	01/20/2011
No of Containers:	1' MM Trays: 32	2' MM Trays: 11	2' EMM Trays:	Flat Trays:	Sacks: Pallets: Other:
Statement Sequence No	12931				
Move Update Method:	NCOALink				
Mail-piece is a Product Sample: NO		Mailpieces contain a DVD/CD or other Disc: NO			
Incentive Claimed: N/A					
Statement Certification Date: 01/25/2011		Transaction Date: 01/25/2011		Caps Transaction Number:: 2011012518370400M1	
Comments:					

Part A : Automation Letters

Line Number	Entry Discount	Title	Description	Price	Quantity	Postage
A2	None	3-Digit	Letters 3.3 oz (0.2063 lbs) or less	0.251	151 pcs.	\$37.9010
A4	None	Mixed AADC	Letters 3.3 oz (0.2063 lbs) or less	0.270	667 pcs.	\$180.0900
A9	DSCF	5-Digit	Letters 3.3 oz (0.2063 lbs) or less	0.190	1760 pcs.	\$334.4000
A10	DSCF	3-Digit	Letters 3.3 oz (0.2063 lbs) or less	0.208	413 pcs.	\$85.9040
A11	DSCF	AADC	Letters 3.3 oz (0.2063 lbs) or less	0.210	78 pcs.	\$16.3800
Part A Postage:						\$654.6750

Part B : Nonautomation Letters

Line Number	Entry Discount	Title	Description	Price	Quantity	Postage
B2	None	Mixed AADC	Machinable Letters 3.3 oz (0.2063 lbs) or less	0.273	22 pcs.	\$6.0060
B5	DSCF	AADC	Machinable Letters 3.3 oz (0.2063 lbs) or less	0.213	151 pcs.	\$32.1630
Part B Postage:						\$38.1690

Part C : Carrier Route Letters

Line Number	Entry Discount	Title	Description	Price	Quantity	Postage
C1	None	Saturation	(Automation) Letters 3.3 oz. (0.2063 lbs.) or less	0.182	6 pcs.	\$1.0920
C3	None	Basic	(Automation) Letters 3.3 oz. (0.2063 lbs.) or less	0.262	36 pcs.	\$9.4320
C7	DSCF	Saturation	(Automation) Letters 3.3 oz. (0.2063 lbs.) or less	0.139	1239 pcs.	\$172.2210
C8	DSCF	High Density	(Automation) Letters 3.3 oz. (0.2063 lbs.) or less	0.150	7749 pcs.	\$1,162.3500
Part C Postage:						\$1,345.0950
Total Postage From All Parts:						\$2,037.9390
Affixed Postage:						\$0.00

Certification

The mailer's signature certifies acceptance of liability for and agreement to pay any revenue deficiencies assessed on this mailing, subject to appeal. If an agent signs this form, the agent certifies that he or she is authorized to sign on behalf of the mailer, and that the mailer is bound by the certification and agrees to pay any deficiencies. In addition, agents may be liable for any deficiencies resulting from matters within their responsibility, knowledge, or control.

I hereby certify that all information furnished on this form is accurate, truthful, and complete; that the mail and the supporting documentation comply with all postal standards and that the mailing qualifies for the prices and fees claimed; and that the mailing does not contain any matter prohibited by law or postal regulation.

I understand that anyone who furnishes false or misleading information on this form or who omits information requested on the form may be subject to criminal and/or civil penalties, including fines and imprisonment.

Signature

Signature of Mailer or Agent

Name of Mailer or Agent

Telephone

Facsimile Form 3602-R

USPS Use Only

Weight of a Single Piece		Are entries left adjusted from mailer's entries: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes, Give Reason	
Total Pieces 12,272 pcs.	Total Weight 169.3536 lbs.	Date Mailer Notified	
Total Postage \$2,037.94		Contact	
Presort Verification: Check One (If Applicable) <input type="checkbox"/> Not Scheduled <input type="checkbox"/> Performed		By (Initials)	
I CERTIFY that this mailing has been inspected concerning: (1) eligibility for postage price claimed; (2) Proper preparation (and presort where required); and (3) proper completion of postage statement; and (4) payment of annual fee (if required).			
Verifying Employee's Signature		Verifying Employee's Name	
		Round Stamp Required	
Optional Procedure No	Location Code 0280A	Mailing Date	

Verification	Request Source	Performance Status	Disposition	Performance Type	Performance Percentage	Additional Postage	Cost Avoidance
eMIR cursory review		Not Performed	N/A		N/A		
Weigh Entire Mailing	Mailer declared information is in error or incomplete	Performed	N/A	Weigh Verification Error	100%	N/A	N/A
MERLIN	Verification not requested by system	Not Performed	N/A		N/A		

This mailing has been inspected concerning:
 (1) eligibility for postage prices claimed;
 (2) proper preparation (and presort where required);
 (3) proper completion of postage statement; and
 (4) payment of annual fee (if required).



City of Lodi
Public Works Dept.
P.O. Box 3006
Lodi, CA 95241

PRSRT STD
U.S. Postage
PAID
Stockton, CA
Permit No. 269

Official notice

Important water meter notice inside



January 2011

NOTICE

of Water Meter Installation Fee & Public Hearing Date

Proposition 218 notification and hearing process

The Lodi City Council will consider a one-time proposed water meter installation fee at a public hearing at 7 p.m. Wednesday, March 16, 2011, at the Carnegie Forum, 305 W. Pine St., Lodi.

Proposition 218 requires that the City provide a notice of the proposed fee to all property owners forty-five (45) days prior to holding a public hearing. If a majority of the property owners file oppositions to the infrastructure charge, the infrastructure charge will not take effect.

Property owners may file a written and signed protest against the proposed fee with the City Clerk at or before the close of the public hearing. A protest must contain a description of the property owned sufficient to identify the property (The address or assessor's parcel number is shown on this mailing).

If you own more than one parcel, you may file a single protest but it must identify each parcel you own. If the name on the written protest is not shown on the last equalized assessment roll of San Joaquin County as the owner of the property or on the utility account, the signer of the protest must also submit written evidence of ownership and utility infrastructure charge responsibility.

The City of Lodi proposes to establish a fee and payment schedule to fund the installation of water meters. The Water Meter infrastructure fee is proposed to be set at \$300.00 per meter installation and proposed to be assessed against all single-family homes and two-, three- and four-unit residential buildings that are currently separately served. The fee will be due by June 30, 2011. Properties not paying by June 30, 2011 will be automatically enrolled in a 36-month installment plan bearing interest at the Local Agency Investment Rate as of December 2010 plus 1 percent for a total interest rate of 1.46 percent. Payments would total \$8.52 per month.

Properties that have already paid for a meter will not be charged for their meter installation. Properties that installed their own meters in 2010 will be refunded the difference between their installation costs.

At the public hearing, Council shall hear all protests and tabulate the ballots. One written protest per parcel, filed by the property owner of the parcel shall be counted in calculating a majority protest to the proposed new fee or charge subject to the requirements of Section 6 of Article

XIII D of the California Constitution. If the votes conflict, the City will count the no vote.

Written protests may be mailed to:

City of Lodi
Attn: City Clerk
P O. Box 3006
Lodi, CA 95241-1910

Written protests may also be delivered in person to the City Clerk, 221 West Pine Street, Lodi, or at the public hearing.

The charge is being proposed in order to recover the cost of providing and installing the meter, which is required by the 2004 State law, AB 2572.

The \$300.00 meter infrastructure fee was established using the latest contract costs for meter purchases and installation.

If you have questions about the fee or a refund, please call the Public Works Department at (209) 333-6706 between 8 a.m. and 5 p.m., Monday through Friday.

RANDI JOHL, City Clerk
City of Lodi